

WESTERN AUSTRALIA

ANNO QUINQUAGESIMO SEPTIMO

VICTORIÆ REGINÆ

No. 33

An Act to further amend 'The Public Health Act, 1886,'
and to extend the Powers of Local Boards of Health,
and for other purposes.

[Assented to 13th October, 1893.]

WHEREAS it is expedient for Municipalities to adopt the more
cleanly, healthy, and less offensive system of removing
nightsoil in closed vessels used for that purpose, it is necessary
to extend the powers of Local Boards of Health for making By-laws for
the proper construction of closets, determining the nature of recep-
tacles for human excreta, the time and mode of removal of the same,
the method of disposing of nightsoil, and in other respects to provide
more fully for the healthfulness of the several Municipalities: Be it
therefore enacted by the Queen's Most Excellent Majesty, by and with
the advice and consent of the Legislative Council and Legislative
Assembly of Western Australia, in this present Parliament assembled,
and by the authority of the same, as follows:—

Preamble

1. This Act may be cited as 'The Public Health Act, 1886, Further
Amendment Act, 1893,' and shall be read as one with 'The Public
Health Act, 1886,' hereinafter called the Principal Act, and any
amendments of the same.

Short title

2. In addition to the powers conferred by the Principal Act it shall
be lawful for any Local Board of Health to make by-laws in the pre-
scribed manner for any or all of the following purposes, and to define
from time to time what part or parts of or house or buildings in the
Local Board's District the said by-laws, or any part of them, shall
apply:—

Power to make
by-laws

(1) Requiring all existing cesspools to be cleansed and filled up
to the satisfaction of the inspector within a calendar
month of notice to that effect being given by the in-
spector to the owner or occupier.

For what pur-
poses

(2) Requiring for each closet the supply of a sufficient number
of receptacles for excrementitious matter, and to deter-
mine the size, shape, style, and materials to be used in
the construction of such receptacles, and especially that
they be interchangeable with others in the same district.

Public Health Act, 1886—Amendment

- (3) Determining the mode and frequency of removal of such receptacles, and the disposal of the contents.
- (4) Fixing the charge which may be made for removing each receptacle and replacing it by a clean one, and for any other sanitary service.
- (5) Determining to whom and on what conditions licenses to remove nightsoil shall be issued.
- (6) Imposing penalties on licensees for breach of conditions.
- (7) Defining an area within which swine may not be kept, and determining the conditions under which swine may be kept in any part of the Local Board's District.
- (8) Specifying the time which may elapse between the giving of a notice and the doing of a thing required by an Inspector.

Board may
supply re-
ceptacles

3. Whenever a Local Board of Health shall determine by by-law to adopt a system of pans or receptacles, interchangeable or otherwise, it shall be lawful for such Board to supply the necessary receptacles or any portion of them out of its own funds; or the Board may reserve the exclusive right to sell such pans, and may charge a reasonable price for the same, and may recover the cost of the required number supplied to any owner or occupier who is under obligation to take one or more.

Provisions of
this Act to
prevail

4. In any case where the provisions of the Principal Act may be in conflict with this present Act the provisions of this present Act shall prevail.

Penalties

5. Penalties for the breach of any portion of this Act or of any by-law made in conformity with this Act may, in the discretion of the Court, be any sum not exceeding Ten pounds, and may be enforced as provided for in the Principal Act.

No live stock to
be slaughtered
in Perth or
Fremantle

6. Notwithstanding anything contained in the Principal Act, no swine, sheep, cattle, calves, or lambs shall, after the thirtieth day of November, 1893, be slaughtered within a radius of one mile from the Town Hall of Perth or Fremantle, and any person offending against the provisions of this section shall be liable to a penalty of not more than Fifty pounds.

W. C. F. ROBINSON,
GOVERNOR.